

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

P.S. – Allegation/embezzlement of PTO Stores during the period from 1985-87 by certain Officers of PTO - Disciplinary action initiated against Sri R.Yadagiri, formerly Technical Assistant, PTO and retired as Superintendent of Police (Technical), PTO, Hyderabad – Charged Officer expired on 11.5.2009 - Abatement of further action duly recovering the financial loss of Rs.66,200/- from his retirement gratuity – Orders – Issued.

HOME (SERVICES-I) DEPARTMENT

G.O.Ms.No. 400

Dated: 09/09/2009
Read the following:-

1. From the Director General of Police, A.P., Hyderabad, Letter Rc.No.1969/O2/95, dated 8.11.1995.
2. Govt. Memo No.68715/Pol.E/95-1, dated 2.1.1996.
3. From Sri R.Yadagiri, formerly Technical Assistant, PTO, written statement of defense dated 3.2.1996.
4. G.O.Rt.No.1591, Home (Services-I) Department, dated 11.9.2006.
5. From Govt. Memo No.68715/Ser.I/A2/1995-31, dated 11.9.2006.
6. APAT orders dated 28.9.2006 in O.A.No.6164/2006.
7. APAT orders dated 11.11.2008 in O.A.No.9052/2008.
8. From the Director General of Police, A.P., Hyderabad, Letter C.No.1969/O1/95, dated 2.7.2009.

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O R D E R :

The Director General of Police, A.P. Hyderabad in his letter 1st read above reported that there was shortage of Government property in P.T.O. Stores during the period 1985-87. A case was registered in Cr.No.4/88 U/s 409 IPC by CID, Hyderabad and after due investigation, they advised to get the transaction of the Stores audited. Accordingly, P.T.O. Stores was audited by the Audit Party. In the light of the findings of the Audit Party, the Director General of Police, A.P. Hyderabad has requested to initiate disciplinary action against the Officers concerned.

2. In the reference 2nd read above, a common charge was framed against Sri R.Yadagiri, formerly Technical Assistant (now expired) along with (15) other subordinate staff, for the following delinquency:-

"Exhibited gross improper maintenance of record in the M.T.Stores of Police Transport Organisation during the period from 1985-87 leading to deficit of Stores items worth of Rs.13,48,701-79 resulting in a loss of Rs.13,48,701-79 to the Government exchequer".

3. Dr. Prasanta Mahapatra, IAS, Commissioner of Inquiries, who was appointed as Inquiring Authority, has conducted the inquiry and submitted report to the Government against Sri R.Yadagiri and (14) sub-ordinate staff out of (16) Charged Officers, since one of the delinquent officer Sri E.Venkateswara Rao, HC 115 has expired during the enquiry. The Inquiring Authority has recommended to drop further action against (14) subordinate staff and to recover 20% of the identifiable financial loss of Rs.3.31 lakhs, from Sri R.Yadagiri, then Inspector, incharge of the PTO Stores.

4. Government accepted the findings of Inquiring Authority and dropped further action against the (14) subordinate staff vide G.O. 4th read above, and a copy of inquiry report was communicated to Sri R.Yadagiri, formerly Technical Assist., PTO (now expired), calling his explanation thereon within (15) days, under rule 21(2) of APCS (CC&A) Rules, 1991.

5. Instead of submitting final explanation on the inquiry report, Sri R.Yadagiri, formerly Technical Asst., PTO (now expired) had approached the Hon'ble APAT in O.A.No.6164/2006 praying to set-aside the above said Govt. Memo, for the detailed reasons mentioned in his affidavit. The Hon'ble Tribunal in their interim orders dated 28.9.2006 directed not to proceed any further pursuant to the impugned Memo, pending further orders.

6. In the meanwhile, the charged officer had retired from service on attaining the age of superannuation on 30.9.2008 and filed another O.A.No.9052/2008 praying the Hon'ble Tribunal to release full pension to him by withholding an amount of Rs.66,200/-. The Hon'ble Tribunal in their order dated 11.11.2008 passed the following interim orders:-

"Pending disposal of the O.A., the respondents are directed to release the retrial benefits to the applicant by withholding an amount of Rs.66,200/- which is proposed to be recovered in pursuance to the show-cause notice dated 11.9.2006. Post this matter along with O.A.No.6164/2006".

7. In the reference 8th read above, the Director General of Police, Hyderabad has reported Sri R.Yadagiri, formerly Technical Asst., and retired as Superintendent of Police (Technical), PTO, had expired on 11.5.2009 and requested the Government to issue necessary orders in the matter.

8. The Government after careful examination of the entire matter with reference to the records made available, hereby abate further action against late Sri R.Yadagiri, formerly Technical Assistant, PTO and retired as Superintendent of Police (Technical), PTO, Hyderabad, duly recovering the financial loss of Rs.66,200/- arrived in the O.E., from his retirement Gratuity, under rule-9(7) of A.P. Revised Pension Rules, 1980.

9. The Director General of Police, A.P. Hyderabad is requested to take further necessary follow up action in the matter. The connected records received with letter 1st read above, are herewith returned to the Director General of Police, A.P., Hyderabad, and he is requested to acknowledge the receipt of the same.

10. This order issues with the concurrence of Finance (Pension-II) Department, vide their U.O.No.19807/208/A1/Pen.II/2009, dated 7.8.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJAY MISRA
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Director General of Police, A.P. Hyderabad (w.e)
(to serve a copy on the legal heirs of the deceased officer)

Copy to:

The Accountant General of Andhra Pradesh, Hyderabad

The Pay and Accounts Officer, Hyderabad

The Director of Treasuries & Accounts, A.P. Hyderabad.

The Secretary to Vigilance Commissioner, A.P.V.C., Hyderabad.

The Finance (Pension.II) Department.

The Govt.Pleader for Home (S), Andhra Pradesh Administrative Tribunal, Hyderabad.

SF/SC

// Forwarded :: by order //

SECTION OFFICER (FAC)